

PATENT
Customer No. 22,852
Attorney Docket No. 05725.1327-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Laurent VIDAL et al.

Application No.: 10/758,215

Filed: January 16, 2004

For: DYEING COMPOSITION
COMPRISING AN
ACYLAMINOPHENOL COUPLER
AND USE OF THIS COUPLER FOR
DYEING KERATINOUS FIBRES

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)
) Group Art Unit: 1751
)
) Examiner: ELHILO, EISA B.
)
) Confirmation No. 5715
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MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign and non-patent literature documents, including any co-pending applications, are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicants submit the following remarks:

1. **DE 23 59 399** - This document is believed to be related to US RE 30199, cited on the attached IDS Form PTO/SB/08.
2. **DE 38 43 892** - This document is believed to be related to US 5,061,289, cited on the attached IDS Form PTO/SB/08.
3. **DE 41 33 957** - This document is believed to be related to US 5,380,340, cited on the attached IDS Form PTO/SB/08.
4. **DE 195 43 988** - This document is believed to be related to US 5,766,576, cited on the attached IDS Form PTO/SB/08.
5. **EP 770 375 B1** - an English language Derwent Abstract of this document is submitted herewith.
6. **FR 1 596 879** - This document is believed to be related to US 3,712,158, cited on the attached IDS Form PTO/SB/08.
7. **FR 2 233 984** - This document is believed to be related to US 3,961,879, cited on the attached IDS Form PTO/SB/08.
8. **FR 2 586 913** - This document is believed to be related to US 4,823,985, cited on the attached IDS Form PTO/SB/08.
9. **FR 2 733 749** - This document is believed to be related to US 6,645,258, cited on the attached IDS Form PTO/SB/08.
10. **FR 2 801 308** - This document is believed to be related to US 6,730,789 B1, cited on the attached IDS Form PTO/SB/08.

11. **JP 2521636** - This document is believed to be related to US 5,334,225, cited on the attached IDS Form PTO/SB/08.
12. **JP 88-169571** - It is believed that this Japanese application, cited at paragraph [037] of the specification, resulted in Japanese Patent Publication No. JP 2-19576 A and Japanese Patent No. JP 2526099 B2, full documents and English language Derwent Abstracts of which are submitted herewith. Applicants were not able to obtain a copy of the application itself.
13. **WO 94/08969** - an English language abstract appears on the cover of this document.
14. **WO 98/08970** - an English language abstract appears on the cover of this document.
15. **WO 96/15765** - an English language abstract appears on the cover of this document.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

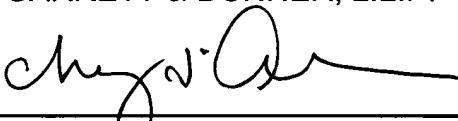
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

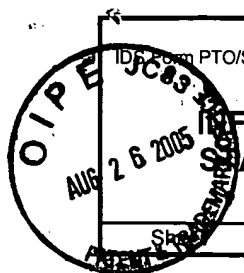
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 26, 2005

By: 
Chantal Morgan D'Apuzzo
Reg. No. 48,825
Customer No. 22,852



PTO/SB/08: Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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Complete if Known

Application Number	10/758,215
Filing Date	January 16, 2004
First Named Inventor	VIDAL et al.
Art Unit	1751
Examiner Name	ELHILO, Eisa B.
Attorney Docket Number	05725.1327-00000

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	1	US - 3,712,158	01-23-1973	Kalopissis et al.	
	2	US - 3,961,879	06-08-1976	Bugaut et al.	
	3	US - RE30,199	01-29-1980	Rose et al.	
	4	US - 4,430,423	02-07-1984	Aoki et al.	
	5	US - 4,823,985	04-25-1989	Grollier et al.	
	6	US - 5,061,289	10-29-1991	Clausen et al.	
	7	US - 5,334,225	08-02-1994	Ogawa et al.	
	8	US - 5,380,340	01-10-1995	Neunhoeffer et al.	
	9	US - 5,766,576	06-16-1998	Löwe et al.	
	10	US - 6,645,258	11-11-2003	Vidal et al.	
	11	US - 6,730,789 B1	05-04-2004	Birault et al.	

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	12	DE 23 59 399 A1	06-12-1975	Henkel & Cie GmbH		
	13	DE 38 43 892 A1	06-28-1990	Wella AG		
	14	DE 41 33 957 A1	04-15-1993	Wella AG		
	15	DE 195 43 988 A1	05-28-1997	Wella AG		
	16	EP 0 770 375 B1	05-02-1997	Goldwell GmbH		Abstract
	17	FR 1 596 879	07-31-1970	L'Oreal		
	18	FR 2 233 984 A1	01-17-1975	L'Oreal		
	19	FR 2 586 913 A1	03-13-1987	L'Oreal		
	20	FR 2 733 749 A1	11-08-1996	L'Oreal S.A.		
	21	FR 2 801 308	05-25-2001	L'Oreal		
	22	GB 1,026,978	01-20-1966	Schwarzkopf Verwaltung GmbH		
	23	GB 1,153,196	05-29-1969	Schwarzkopf Verwaltung GmbH		
	24	JP 2521636	08-07-1996	Kao Corp.		
	25	JP 2-19576 A	01-23-1990	Kao Korp.		Abstract
	26	JP 2526099 B2	08-21-1999	Kao Corp.		Abstract
	27	WO 94/08969	04-28-1994	Wella AG		Abstract
	28	WO 94/08970	04-28-1994	Wella AG		Abstract

Complete if Known

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

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of

2

Application Number

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VIDAL et al.

Art Unit

1751

Examiner Name

ELHILO, Eisa B.

Attorney Docket Number

05725.1327-00000

FOREIGN PATENT DOCUMENTS

29	WO 96/15765	05-30-1996	Henkel Kommanditgesellschaft auf Aktien	Abstract
30	WO 98/52519	11-26-1998	The Procter & Gamble Company	

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
	31	English language Derwent abstract of EP 770 375, May 2, 1997.	
	32	English language Derwent abstract of JP 2-19576 A, January 23, 1990.	
	33	English language Derwent abstract of JP 2526099 B2, August 21, 1996.	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.